



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
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DA 18-584
June 5, 2018

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE ACQUISITION OF
CERTAIN ASSETS OF COON CREEK TELEPHONE COMPANY AND
COON CREEK TELECOMMUNICATIONS CORP. BY
SHELLSBURG CABLEVISION, INC.**

NON-STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 18-177

Comments Due: June 19, 2018
Reply Comments Due: June 26, 2018

By this Public Notice, the Wireline Competition Bureau seeks comment from interested parties on an application filed by Coon Creek Telephone Company (CCTC), Coon Creek Telecommunications Corp. (CC CLEC), and Shellsburg Cablevision, Inc. (Shellsburg Cablevision) (collectively, Applicants), pursuant to section 214 of the Communications Act of 1934, as amended, and sections 63.03-04 of the Commission's rules, requesting consent to the transfer of assets held by CCTC and CC CLEC to Shellsburg Cablevision.¹

CCTC, an Iowa corporation, serves as incumbent local exchange carrier (LEC) in the exchange area of Blairstown, Iowa. CCTC wholly owns CC CLEC, an Iowa corporation that serves as a competitive LEC in the exchange areas of Belle Plaine and Marengo, Iowa.

Shellsburg Cablevision, an Iowa corporation, serves as a competitive LEC in the exchanges of Central City, Center Point, and Robins, Iowa. Shellsburg Cablevision is wholly owned by Farmers Mutual Telephone Cooperative of Shellsburg, Iowa (FMTC-Shellsburg), an Iowa corporation that serves as an incumbent LEC in the exchanges of Alburnett, Shellsburg, Benton Township, and Urbana, Iowa. Both Shellsburg Cablevision and FMTC-Shellsburg provide service under the trade name USA Communications. Applicants state that as cooperative, no person or entity owns or controls more than 10 percent of FMTC-Shellsburg and that FMTC-Shellsburg does not hold a 10 percent or greater interest in any other telecommunications provider. Applicants further state that CCTC and CC CLEC do not have overlapping or adjacent service areas with Shellsburg Cablevision.

¹ See 47 U.S.C. § 214; 47 CFR §§ 63.03-04. Applicants also filed applications for the transfer of authorizations associated with international services. On June 4, 2018, Applicants filed a supplement to their domestic section 214 application. Any action on the domestic section 214 application is without prejudice to Commission action on other related, pending applications.

Pursuant to the terms of the proposed transaction, Shellsburg Cablevision will acquire substantially all of the combined assets of CCTC and CC CLEC, including their customer base. Applicants assert that a grant of the application will serve the public interest, convenience, and necessity. Although Applicants request streamlined processing, because of the public interest review associated with this proposed transaction, the application is not subject to streamlined treatment.²

Domestic Section 214 Application Filed for the Acquisition of Certain Assets of Coon Creek Telephone Company and Coon Creek Telecommunications Corp. to Shellsburg Cablevision, Inc., WC Docket No. 18-177 (filed May 22, 2018).

GENERAL INFORMATION

The application identified herein has been found, upon initial review, to be acceptable for filing. The Commission reserves the right to return any application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies.

Interested parties may file comments and petitions **on or before June 19, 2018**, and reply comments or oppositions to petitions **on or before June 26, 2018**. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by paper. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- Electronic Filers: Comments may be filed electronically by accessing ECFS at <http://apps.fcc.gov/ecfs/>.
- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. Paper filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail.
 - All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, DC, 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. All envelopes and boxes must be disposed of before entering the building.
 - Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9050 Junction Drive, Annapolis Junction, MD, 20701.
 - U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, SW, Washington DC, 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer and Governmental Affairs Bureau at 202-418-0530 (voice), 1-888-835-5322 (tty).

² 47 CFR § 63.03(c)(1).

In addition, please provide one copy of each pleading to each of the following:

- 1) Jim Bird, Office of General Counsel, transactionteam@fcc.gov;
- 2) Gregory Kwan, Wireline Competition Bureau, gregory.kwan@fcc.gov;
- 3) Myrva Charles, Wireline Competition Bureau, myrva.charles@fcc.gov;
- 4) David Krech, International Bureau, david.krech@fcc.gov;
- 5) Sumita Mukhoty, International Bureau, sumita.mukhoty@fcc.gov.

The proceeding in this Notice shall be treated as a permit-but-disclose proceeding in accordance with the Commission's *ex parte* rules.³ Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of data or arguments already reflected in the presenter's written comments, memoranda, or other filings in the proceeding, then the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b), 47 CFR § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

To allow the Commission to consider fully all substantive issues regarding the Applications in as timely and efficient a manner as possible, petitioners and commenters should raise all issues in their initial filings. New issues may not be raised in responses or replies.⁴ A party or interested person seeking to raise a new issue after the pleading cycle has closed must show good cause why it was not possible for it to have raised the issue previously. Submissions after the pleading cycle has closed that seek to raise new issues based on new facts or newly discovered facts should be filed within 15 days after such facts are discovered. Absent such a showing of good cause, any issues not timely raised may be disregarded by the Commission.

For further information, please contact Myrva Charles at (202) 418-1506 or Gregory Kwan at (202) 418-1191.

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³ 47 CFR § 1.1200 *et seq.*

⁴ *See* 47 CFR § 1.45(c).